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Date of Deposit: July 10, 2000

7-1200
Attorney Docket No. 00960-540
(CRP-126 DIV)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Harada *et al.*

ASSIGNEE : Creative BioMolecules, Inc.

DIVISIONAL OF
SERIAL NUMBER : 08/764,522

EXAMINER : J. F. Railey II, Ph.D.

FILING DATE : December 12, 1996

ART UNIT : 1636

FOR : METHODS AND COMPOSITIONS FOR IDENTIFYING MORPHOGEN ANALOGS

July 10, 2000
Boston, Massachusetts

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR FILING A DIVISIONAL APPLICATION
UNDER 37 C.F.R. §1.53(b)

1. This is a request for filing a continuing application under 37 C.F.R. §1.53(b).
This application is a:
☐ Continuation; ☒ Divisional; ☐ Continuation-in-part of prior application U.S.S.N. 08/764,522.
2. Priority to the above application(s) is claimed under:
☒ 35 U.S.C. §120
Prior application information:
Examiner: J.F. Railey II, Ph.D.; Group Art Unit: 1636.
☐ 35 U.S.C. §119
Priority of application Serial No. _____, filed on _____ in _____ is claimed under
35 U.S.C. §119.
☐ The certified copy has been filed in prior application U.S.S.N. ____/____, ____ on [Date].
☐ The certified copy will follow.

APPLICATION ELEMENTS:

3. ☒ Specification and Drawings (Total pages: 97):
Specification (77 pages); Claims (7 pages); Abstract (1 page);
Drawings: 12 sheets; FIGS. 1-12; and Paper Copy of Sequence Listing (4 pages).
☐ Formal
☒ Informal

4. ☒ Nucleotide and/or Amino Acid Sequence Submission:
- ☒ Computer-readable Copy: The computer-readable copy of the Sequence Listing in this application is to be identical to that filed in application U.S.S.N. 08/764,522, filed 12/12/96. In accordance with 37 C.F.R. § 1.821(e), please use the computer-readable form filed in that application as the computer-readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application.
- ☒ Paper Copy: A paper copy of the Sequence Listing is included herewith.
5. ☐ Microfiche Computer Program (*Appendix*)
6. ☒ Oath or Declaration (Total pages: 3):
- (a) ☐ Newly executed (original)
- (b) ☒ Copy from a prior application (37 C.F.R. §1.63(d))
7. ☒ Incorporation by Reference (*can use if Box 6(b) is checked*)
- The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 6(b), is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

ACCOMPANYING APPLICATION PARTS:

8. ☐ English Translation Document (*if applicable*)
9. ☐ Information Disclosure Statement (IDS)
- ☐ Copy of IDS and PTO-1449 (___ pages)
- ☐ Copies of references cited
10. ☒ Statement Claiming Small Entity Status
- ☒ Copy of Statement filed in prior application (Status is still proper and desired)
11. Fee Calculation: ☒
- ☒ Please cancel claims 1-10, 15, 24, 25, 29, 33 and 36. Please enter this amendment prior to calculating the filing fee.

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$690.00
Total Claims (37 C.F.R. 1.16(c))	39	- 20 =	19	\$ 18.00	342.00
Independent Claims (37 C.F.R. 1.16(b))	2	- 3 =		\$78.00	0
Multiple Dependent Claim(s), if any (37 C.F.R. 1.16(d))				\$260.00	260.00
				SUBTOTAL:	\$1292.00
				Reduction by 50% for filing by small entity:	- \$646.00
				TOTAL FEE:	\$646.00

INVENTOR: HARADA ET AL.


Request for Continuing Nonprovisional Application (37 C.F.R. §1.53(b))

12. ☐ A check in the amount of \$ ____ is enclosed.
☒ Please charge \$646.00 to Deposit Account No. 50-0311, Ref. No. 00960-540 DIV.
13. ☐ Deletion of Inventor(s)
This application is filed by fewer than all the inventors named in the prior application,
37 C.F.R. §1.53(d)(4).
☐ DELETE the following inventor(s) named in the prior nonprovisional application:

☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
14. ☒ The Commissioner is hereby authorized to charge all fees associated with the filing
of the above Continuing Utility Application, including the following fees to Deposit
Account No. 50-0311, Ref. No. 00960-540 DIV (CRP-126 DIV):
☒ Fees required under 37 C.F.R. §1.16;
☒ Fees required under 37 C.F.R. §1.17;
☒ Fees required under 37 C.F.R. §1.18.
15. ☒ Return Receipt Postcard Enclosed.
16. ☒ Other Documents Enclosed:
☐ Change of Attorney Address In Application.
☒ Revocation by Assignee and New Power of Attorney.
☒ Limited Recognition under 37 C.F.R. § 10.9(b) for Michel Morency.

Dated: July 10, 2000

Respectfully submitted,


Ivor R. Elrifi, Reg. No. 38,529
Michel Morency, Limited Recognition
Shelby J. Walker, Reg. No. 45,192
Attorney(s) for Applicants
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO, P.C.
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

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JCS42 U.S. PTO
09/613177
07/10/00

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Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

- ☒ Request for Filing a Continuing Utility Application (3 pgs.);
- ☒ Specification, claims and abstract (97 pgs.);
- ☒ Drawings (12 sheets);
- ☒ Declaration and Power of Attorney (8 pgs.);
- ☒ Verified Statement Claiming Small Entity Status (2 pgs.);
- ☒ Revocation by Assignee and New Power of Attorney (2 pgs.);
- ☒ Limited Recognition for Michel Morency (1 pg.); and
- ☒ Return Postcard.

The Commissioner is authorized to charge all fees associated with the filing of the above Continuing Utility Application to Deposit Account No. 50-0311, Reference No. 00960-540 DIV. A duplicate copy of this Transmittal Letter is enclosed.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.

Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529
Michel Morency, Limited Recognition
Shelby J. Walker, Reg. No. 45,192
Attorneys for Applicants
c/o MINTZ, LEVIN
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

07/19/2000 AMAYES 00000012 500311 09613177

01 FC:101	690.00 CH
02 FC:103	594.00 CH
03 FC:102	234.00 CH
04 FC:104	260.00 CH

PTO-1556
(5/87)